1948

File No. Dist. Police II/48

Legal Dept.

B. **BRANCH**

Subject:–

Rules and Notifications under the Bombay District Police Act, 1890.

P 5 (E)

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K.M.P.
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MK 19/6

19.6

The acts specified in items (3),(5) and (6) of the District Magistrate's order at page 15 (translation) fall beyond the scope of section 42 of the Bombay District Police Act, 1890.

If the object of item (3) is to prohibit the exhibitions of persons or of corpses or figures thereof, the order should specify the acts themselves in specific terms. All acts creating sadness are not offences under the said section .

Items (5) and (6) are not even covered by any general language used in the section.

3d.-

P.M.LAD. 10/2

O.C. Remembrancers of Legal Affairs.

U.R. to H.D., No. 1474, dated the 11th February 1948.

K.N.P.
21/5
4.C.

Office of the R.L.A.

The acts specified in items (3),(5) and (6) of the District Magistrate's order at page 15 (translation) fall beyond the scope of section 42 of the Bombay District Police Act, 1890.

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Sd.-

P.M.LAD. 10/2

O.C. Remembrancers of Legal Affairs.

U.R. to H.D., No. 1474, dated the 11th February 1948.

K.N.P.
21/5
4.C.

Legal Department.

In view of the amendment suggested to the Bombay District Police Act, 1890, in U.R. to H.D. No.4795, dated 19th May 1948, no action is necessary as regards para. 3 of H.D. note at p. 21 ante.

2. Para. 4.- The proposed clause may be recast as follows:-

"(b) No person keeping a place of publice entertainment shall display or cause to be displayed any placard or board indicating that the admission to the place is restricted only to the members of any particular caste or community or class of persons:

Provided that nothing in this clause shall apply to the display of a placard or board indicating vegetarian or non-vegetarian catering, as the case may be, at such place."

3. Consequential amendment may be made in existing sub-rule (2) of rule 3A by inserting the words, brackets and letters "clause (a) or (b) of" after the words "For breach of".

Sd.-

J.R. DHURANDHARA.

26/5

O.S. Additional Secretary to Government

U.R. to H.D. No. 5027 , dated the 27th May 1948.

K.N.P.
21/5
A.C.

Legal Department.

A revised draft notification is sent herewith.

Sd.-
J.R. MUKHITYARA.
18/6

O.C. Additional Secretary to Government.

U.R. to R.D., No. 5738, dated the 19th June 1948.

K.N.P.
21/5
4.C.

NOTIFICATION.

Home Department,

Bombay Castle, June 1948.

Bombay District Police Act, 1890.

No. 901/4. Whereas it appears to the Government of Bombay from the report of the District Magistrate, Broach, that in the whole of Broach District sheep and goats are habitually allowed to stray and that such sheep and goats trespass on land and damage crops or other produce thereon;

Now, therefore, in exercise of the powers conferred by section 61A of the Bombay District Police Act, 1890 (Bom.IV of 1890), and in modification of Government Notification in the Home Department No. 901/4, dated the 4th September 1939, the Government of Bombay is pleased to direct that the provisions of the said section shall have operation also in respect of sheep and goats in the whole of the said District.

By order of the Governor of Bombay,

Secretary to Government.

K.N.P.
21/5
4.C.